

REMARKS

Applicant acknowledges receipt of the Examiner's Office Action dated July 28, 2004. This Office Action rejects all initially filed claims. More specifically, claims 15 and 16 were rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention.

Claims 1-3, 5, and 7 were rejected under 35 U.S.C. § 102 as being anticipated by U.S. Patent No. 6,401,179 issued to Park ("Park"). Claims 17-21 were rejected under 35 U.S.C. § 102 as being anticipated by U.S. Patent No. 5,223,924 issued to Strubbe ("Strubbe"). Claim 9 was rejected under 35 U.S.C. § 103 as being unpatentable over Park in view of Strubbe. Claims 4 and 8 were rejected under 35 U.S.C. § 103 as being unpatentable over Park in view of U.S. Patent 6,507,950 issued to Tsukidate ("Tsukidate"). Claim 6 was rejected under 35 U.S.C. § 103 as being unpatentable over Park in view of U.S. Patent No. 6,023,393 issued to Hite ("Hite"). Claims 10-14 were rejected under 35 U.S.C. § 103 as being unpatentable over Strubbe in view of U.S. Patent No. 6,473,129 issued to Choi. Finally, claims 15 and 16 were rejected under 35 U.S.C. § 103 as being unpatentable over Strubbe and Choi as applied to claim 14, and further in view of U.S. Patent 5,444,499 issued to Saitoh ("Saitoh"). In light of the foregoing amendments and following remarks, Applicant respectfully requests the Examiner's reconsideration and reexamination of all pending claims.

Applicant has cancelled initially filed claims 1-21 without prejudice. Applicant reserves the right to prosecute initially filed claims 1-21 in a continuation application.

Applicants have added new claims 22-41. Applicant submits that the new claims are not taught or fairly suggested in the references cited in the last Office Action. More specifically, Applicant submits that the references cited in the previous Office Action fail to teach or fairly suggest storing an electronic program guide (EPG) into a hard drive of a set top box and copying portions of the electronic program guide from the hard drive to a dynamic random access memory, either alone or in combination with the remaining limitations set forth in the newly added claims. As such, Applicant submits that all pending claims are patentable over the references cited in the last Office Action.

CONCLUSION

Applicant(s) submit that all claims are now in condition for allowance, and an early notice to that effect is earnestly solicited. Nonetheless, should any issues remain that might be subject to resolution through a telephonic interview, the Examiner is requested to telephone the undersigned.

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P. O. Box 1450, Alexandria, Virginia, 22313-1450, on Sept 2, 2004.

  
Attorney for Applicant(s)

Sept 2, 2004  
Date of Signature

Respectfully submitted,



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